

UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE COMMISSIONER OF PATENTS AND TRADEMARKS

MAILED

SEP 26 2006

U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
INTERFERENCES

In re George Y. Huang

)

Application No. 10/642,413

)

Appeal No. 2006-2187

Filed: June 20, 1997

)

**ORDER GRANTING REQUEST TO RESET HEARING DATE**

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences has been set for October 17, 2006. The notice setting the hearing was mailed to Applicants on September 1, 2006. The date Applicants received the notice is not apparent from the record. On September 12, 2006, a facsimile letter styled "Request For Postponement Of Hearing" was filed, Applicant requested that the Oral Hearing be reschedule. The request has been granted.

According to counsel:

[He is] the lead lawyer in a patent infringement case pending in the United States District Court for the Central District Of California, Western Division (Los Angeles), *Mobile High Tech Wheels v. CIA Wheel Group*, Case No. 2:04-04cv-09514RSWL-RZ. On June 21, 2006, the Court in that case schedule trial for October 17, 2006. A copy of the Court's Order is attached. I am the lead lawyer in that case and there is no other lawyer familiar with facts and legal issues involved in that case. It is not possible to ask another lawyer to step in without causing serious hardship to my client.

I am a solo practitioner and there is no other lawyer available to argue the appeal in this matter. Moreover, I have worked on this application from the beginning,

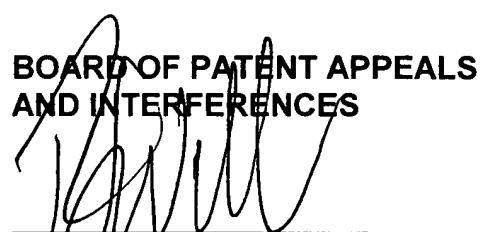
over five years ago, and am familiar with all the facts and legal issues involved. It is not possible to ask another lawyer to step in without causing serious hardship to the Appellant.

A telephonic or video conference will not solve the scheduling conflict, as I will be involved in trial noted above and unable to participate in the hearing by telephonic or video conference.

For the reasons given above, it is:

Ordered that the request to reschedule the oral hearing to a later date is, granted, Appellant's will be notified in writing of the re-scheduled hearing date.

No further request for postponement will be permitted. Any further request for postponement will be treated as a waiver of the Request for Oral Hearing.

  
BOARD OF PATENT APPEALS  
AND INTERFERENCES  
\_\_\_\_\_  
Roger L. Williams  
Chief Office Administrator  
(571) 272-9797

Fax Date: September 26, 2006  
Fax Phone: (208)892-3853

Duncan Palmatier  
530 South Asbury  
Suite 5  
Moscow, ID 83843